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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA) CASE NO. CR 15-00409 WHA
v.)
LESLIE JAMES MCNEAL,) STIPULATION AND [PROPOSED] ORDER
Defendant.) EXCLUDING TIME FROM OTHERWISE
) APPLICABLE SPEEDY TRIAL ACT
) CALCULATION
)
)

STIPULATION

IT IS HEREBY STIPULATED by the parties, through undersigned counsel, that:

1. The parties appeared before the Court on November 10, 2015 at 2:00 p.m. for a status hearing. Mr. McNeal was present and in custody and represented by Assistant Federal Defender Ellen Leonida. Assistant United States Attorney Marc Wolf appeared for the Government. The parties agreed to stipulate to a continuance of the matter, with time excluded for effective preparation of counsel, to allow defense counsel to review the discovery provided by the government.

2. Accordingly, with the parties' agreement as to the new date, the Court scheduled a jury trial for April 4, 2016 at 7:30 a.m., with the understanding that the parties would submit a Stipulation and Proposed Order excluding time.

3. The parties now formalize their request for a continuance of this matter to April 4, 2016

1 at 7:30 a.m. for jury trial, and respectfully submit and agree that the period from November 10, 2015
2 through and including April 4, 2016 should be excluded from the otherwise applicable Speedy Trial Act
3 computation because the continuance is necessary for effective preparation of counsel, taking into
4 account the exercise of due diligence. Specifically, the time requested for exclusion will allow
5 McNeal's newly appointed assistant federal public defender to review the discovery provided by the
6 Government.

7 IT IS SO STIPULATED.

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9 DATED: December 11, 2015

BRIAN J. STRETCH
Acting United States Attorney

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12 DATED: December 11, 2015

/s/
MICHAEL MAFFEI
Assistant United States Attorney

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15 DATED: December 11, 2015

/s/
ELLEN LEONIDA
Counsel for the Defendant

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19 **PROPOSED** ORDER

20 Based upon the above-described Stipulation, THE COURT FINDS THAT the ends of justice
21 served by granting a continuance from November 10, 2015 through and including April 4, 2016
22 outweigh the best interest of the public and the defendant in a speedy trial, and that failure to grant such
23 a continuance would unreasonably deny the defendant the reasonable time necessary for effective
24 preparation, taking into account the exercise of due diligence.

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1 Accordingly, THE COURT ORDERS THAT:

2 1. The parties shall appear before the Court on April 4, 2016 at 7:30 a.m. for jury trial.

3 2. The period from November 10, 2015 through and including April 4, 2016 is excluded
4 from the otherwise applicable Speedy Trial Act computation, pursuant to 18 U.S.C. § 3161(h)(7)(A) &
5 (B)(iv).

6 IT IS SO ORDERED.

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8 DATED: December 16, 2015.


9 HON. WILLIAM ALSUP
United States District Judge